IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.16095 of 2008
MOHD.SAKUR MIA & ANR
Versus
STATE OF BIHAR
---

3 **10.09.2008** Heard learned counsel for the petitioners and the State.

Petitioners are accused in a case registered for the offences under Sections 498A, 304B, 201/34 of the Indian Penal Code.

It has been submitted on behalf of the petitioners that the petitioner no.1 is the uncle-in-law and the petitioner nos. 2 & 3 are the married sisters of the husband of the deceased living at a distant place. It is further submitted that the allegation against these petitioners are general in nature and as regards the death of the deceased it has been submitted that the complainant who is the father of the deceased on realizing the truthfulness of the fact sworn an affidavit and filed before the Additional Chief Judicial Magistrate, Hilsa stating therein to the effect that her daughter died on account of diarrhoea and she was not killed as alleged, however since he was residing out side the place, on coming back to the village he lodged this case on hearing from the villagers about the killing of his daughter.

WEB COPY
NOT OFFICIAL

Learned Addl. P.P. on perusal of the case diary submits that some of the witnesses have stated that the daughter of the complainant had died due to diarrhoea, however some of the witnesses have said that she was done to death as alleged.

Having considered the submissions, as noticed above, and in the facts and circumstances of the case, it is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioner, namely, Mohd Sakur Mia, Rehana Khatoon & Fatma Khatoon be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Hilsa, Nalanda, in connection with Khudaganj P.S.Case No. 63 of 2007 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

WEB COPY NOT OFFICIAL

**Manish/-** **( Shailesh Kumar Sinha,J.)**